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# COMMUNITY PSYCHIATRIC CENTERS

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October 31, 1990

Federal Election Commission  
Office of the General Counsel  
999 E Street, N.W.  
Washington, D.C. 20463

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FEDERAL ELECTION COMMISSION  
OFFICE OF GENERAL COUNSEL

## Request for Advisory Opinion

AOR  
1990-25

Dear Commissioners:

I represent the Community Psychiatric Centers Federal PAC (CPCFPAC), a separate segregated fund (FEC Identification Number pending), and Community Psychiatric Centers (CPC) and its subsidiaries. The purpose of this letter is to request an Advisory Opinion regarding the application of the Federal Election Campaign Act and Commission regulations, based on these facts:

CPCFPAC is connected with CPC, a corporation which sponsors CPCFPAC. CPC is the parent corporation of several other corporations and through these wholly-owned subsidiaries operates approximately 40 businesses in several states. One subsidiary, Community Psychiatric Centers of California (CPCCal), operates 16 businesses in California and one in the State of Washington. CPC and its subsidiaries employ a total of approximately 5800 persons nationwide. CPCCal employs approximately 1700 persons. One of CPCCal's businesses (Belmont) employs approximately 150 persons and of those, approximately 40 are represented by a labor organization (Union). No employees in any other business of CPC or any of its subsidiaries are represented by a labor organization.

1. CPCFPAC is contemplating a twice-yearly solicitation of the employees of CPC and all of its subsidiaries, including CPCCal. Are CPCFPAC, CPC or CPCCal obligated to notify the Union of the intention to make such a solicitation and to allow the Union access to information to permit the Union to make a similar solicitation, including the employees of CPCCal who do not work at Belmont and are not represented by the Union?

2. CPCFPAC is contemplating a twice-yearly solicitation of the employees of CPC and all of its subsidiaries, including CPCCal. Are CPCFPAC or CPC and its subsidiaries obligated to notify the Union of the intention to make such a solicitation

and to allow the Union access to information pertaining to all subsidiaries to permit the Union to make a similar solicitation, including the employees of subsidiaries other than CPCCal, even though none of those employees are represented by the Union?

3. CPCFPAC is contemplating a twice-yearly solicitation of the employees of CPC and its subsidiaries, excluding CPCCal. Are CPCFPAC, CPC or CPCCal obligated to notify the Union of the intention to make such a solicitation and to allow the Union access to information pertaining to CPCCal to permit the Union to make a similar solicitation of the employees of CPCCal?

4. CPCFPAC is contemplating a twice-yearly solicitation of the employees of CPC and its subsidiaries, excluding the employees of CPCCal. Are CPCFPAC, CPC, CPC's subsidiaries or CPCCal obligated to notify the Union of the intention to make such a solicitation and to allow the Union access to information pertaining to CPC and its subsidiaries, other than CPCCal, to permit the Union to make a similar solicitation of the employees of CPC and its subsidiaries, other than the employees of CPCCal?

Thank you for your attention to this request.

Very truly yours,



(Mr.) Morgan L. Staines  
Sr. Asst. General Counsel